

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

STANLEY LOGAN,)
Plaintiff,)
v.) No. 4:07-CV-1948 CAS
MICHAEL CHERTOFF,)
Secretary of the Department of)
Homeland Security, et al.,)
Defendants.)

ORDER

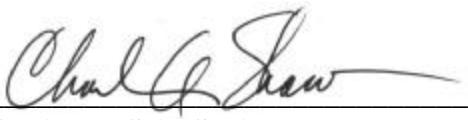
This matter is before the Court on plaintiff's motion for summary judgment pursuant to Federal Rule of Civil Procedure 56. Local Rule 7-4.01(E) requires that any motion for summary judgment be accompanied by a separate and concise statement of uncontested material facts, with each fact set forth in a separately numbered paragraph containing citations to the record or other supportive documents. Local Rule 7-4.01(A) additionally requires a supportive memorandum.

Plaintiff's motion does not include a separate or concise statement of material facts as described under the Local Rules, nor does it have a supportive memorandum containing citations to relevant case law. Rather, plaintiff's filing it is made up of a five-page recitation of the same allegations contained in his amended complaint, with an attachment containing more than one-hundred pages of "exhibits." Plaintiff's titling of the five-page document as "facts relevant to this motion" does not suffice as compliance with the Local Rules. As a result of plaintiff's failure to comply with the Local Rules of this Court, his motion for summary judgment will be denied without prejudice.

Accordingly,

IT IS HEREBY ORDERED that plaintiff's motion for summary judgment is **DENIED** without prejudice. [Doc. 57]

IT IS FURTHER ORDERED that plaintiff's motion for leave to file a sur-response is **DENIED AS MOOT**. [Doc. 72]



CHARLES A. SHAW
UNITED STATES DISTRICT JUDGE

Dated this 18th day of February, 2009.